



## DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration  
Center for Tobacco Products  
10903 New Hampshire Avenue  
Silver Spring, MD 20993

November 18, 2014

ATTN: Owner or Site Manager  
Tobacco Outlet  
3101 Emmorton Rd.  
Space A7  
Abingdon, MD 21009

On November 14, 2014, inspectors representing the Food and Drug Administration (FDA), Center for Tobacco Products performed a tobacco retailer compliance check inspection at your establishment. During that inspection, it was observed that you held or offered for sale Stonewall Java tobacco product. This product is the subject of a Not Substantially Equivalent (NSE) Order by FDA.

### **What does this mean to you?**

Any tobacco product that is subject to an NSE Order is adulterated and misbranded. This means that it is illegal to sell or distribute that product in interstate commerce. It is also illegal for a retailer to buy or receive in interstate commerce for further distribution or sale a tobacco product that is the subject of an NSE Order. Products that are subject to an NSE order may be subject to enforcement action, including seizure.

FDA encourages you to contact your supplier or manufacturer to discuss possible options for these products that you may have in your current inventory.

### **Where can I find additional information about NSE Orders?**

FDA maintains a list of products that can no longer be sold or distributed because they are subject to an NSE order on its website. You may visit <http://www.fda.gov/tobacco> and search for "Misbranded and Adulterated NSE Tobacco Products" using the search box. The list contains the product name and, when available, other information such as lot numbers or manufacturing codes or dates.

FDA aims to educate retailers on regulations that are designed to help protect Americans from tobacco-related death and disease. If you have any additional questions, please contact us by email at [ASKCTP@fda.hhs.gov](mailto:ASKCTP@fda.hhs.gov) or by phone at 1-877-287-1373, or visit our website at <http://www.fda.gov/tobacco>.

Sincerely yours,

/s/

Ann Simoneau, J.D.

Director

Office of Compliance and Enforcement

Center for Tobacco Products